100TH CONGRESS
2D SESSION

S. CON. RES. 154

To correct additional technical errors in the enrollment of the bill H.R. 1720.

IN THE SENATE OF THE UNITED STATES

OCTOBER 6, 1988

Mr. BYRD (for himself, Mr. BENTSEN, and Mr. PACKWOOD), submitted the following concurrent resolution; which was considered and agreed to

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CONCURRENT RESOLUTION

To correct additional technical errors in the enrollment of the bill H.R. 1720.

Resolved by the Senate (the House of Representatives concurring), That, in the enrollment of the bill (H.R. 1720) to revise the AFDC program to emphasize work, child support, and family benefits, to amend title IV of the Social Security Act to encourage and assist needy children and parents under the new program to obtain the education, training, and employment needed to avoid long-term welfare dependence, and to make other necessary improvements to assure that the new program will be more effective in achieving its objectives, the Clerk of the House of Representatives shall make the following additional corrections:

(1) In the proposed subparagraph (B) of section 466(a)(8) of the Social Security Act (as added by section 101(b)(3) of the bill), redesignate clauses (i), (ii), and (iii) as clauses (ii), (iii), and (iv), respectively, and insert before the clause so redesignated as clause (ii) a new clause (with the quotation marks as shown) as follows:

"(i) The wages of an absent parent shall be subject to withholding, regardless of whether support payments by such parents are in arrears, on the effective date of the order; except that such wages shall not be subject to withholding under this clause in any case where (I) one of the parties demonstrates, and the court (or administrative process) finds, that there is good cause not to require immediate withholding, or (II) a written agreement is reached between both parties which provides for an alternative arrangement.

(2) In subparagraph (C)(i) of the proposed paragraph (10) of section 466(a) of the Social Security Act (as added by section 103(c) of the bill), strike "of a review" and insert "of any review of such order,".

(3) In section 103 of the bill, redesignate the second subsection (e) as subsection (f).

Public Laws: H.J. Res./S. Con. Res./100th Congress/1st & 2nd Sessions

(4) In section 103(f) of the bill (as so redesignated by paragraph (3) of this concurrent resolution), strike "this section" and insert "subsections (a), (b), and (c)".

(5) In the proposed clause (D) of section 454(6) of the Social Security Act (as added by section 111(c)(2) of the bill), strike "(established under" and insert "(in accordance with".

(6) In subparagraph (C)(iii)(II) of the proposed section 402(a)(19) of the Social Security Act (as amended by section 201(a) of the bill)—

(A) strike "of a child" and insert "for a child"; and

(B) strike "if the State" and insert "unless the State".

(7) In subparagraph (G)(i)(I) of the proposed section 402(a)(19) of the Social Security Act (as amended by section 201(a) of the bill), strike "section 402(a)(7)" and insert "paragraph (7) of this subsection".

(8) In the proposed section 402(a)(19) of the Social Security Act (as amended by section 201(a) of the bill), redesignate subparagraph (I) as subparagraph (H).

(9) In subsection (b) of the proposed section 482 of the Social Security Act (as added by section 201(b) of the bill)—

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(A) strike "FAMILY SUPPORT PLAN" in the heading and insert "EMPLOYABILITY PLAN"; and

(B) strike "such participants" in the second sentence of paragraph (1)(B) and insert "such participant".

(10) At the end of subsection (d) of the proposed section 482 of the Social Security Act (as added by section 201(b) of the bill), add the following new paragraph (with quotation marks as shown):

"(3) Notwithstanding any other provision of this section, the Secretary shall permit up to 5 States to provide services under the program, on a voluntary or mandatory basis, to non-custodial parents who are unemployed and unable to meet their child support obligations. Any State providing services to non-custodial parents pursuant to this paragraph shall evaluate the provision of such services, giving particular attention to the extent to which the provision of such services to those parents is contributing to the achievement of the purpose of this part, and shall report the results of such evaluation to the Secretary.".

(11) At the end of paragraph (3) of subsection (e) of the proposed section 482 of the Social Security Act (as added by section 201(b) of the bill), add the following new subparagraph (with quotation marks as shown):

"(D) At the option of the State, individuals who hold supplemented jobs under a State's work supplementation program shall be exempt from the retrospective budgeting requirements imposed pursuant to section 402(a)(13)(A)(ii) (and the amount of the aid which is payable to the family of any such individual for any month, or which would be so payable but for the individual's participation in the work supplementation program, shall be determined on the basis of the income and other relevant circumstances in that month).".

(12) In paragraph (2) of subsection (g) of the proposed section 482 of the Social Security Act (as added by section 201(b) of the bill), strike "402(a)(19)(B)(i)(I)" and insert "402(a)(19)(B)(i)".

(13) In paragraph (1) of subsection (i) of the proposed section 482 of the Social Security Act (as added by section 201(b) of the bill), strike "without" in the second sentence and insert "(without".

(14) In paragraph (3) of subsection (a) of the proposed section 483 of the Social Security Act (as added by section 201(b) of the bill), strike "subparagraph (B)" and insert "paragraph (2)".

(15) In subsection (d) of the proposed section 484 of the Social Security Act (as added by section 201(b) of the bill)—

(A) strike "subsection (b)" in paragraph (1) and insert "subsection (c)"; and

(B) strike "subsection (e)" in paragraph (2) and insert "subsection (f)".

(16) In subsection (c) of the proposed section 485 of the Social Security Act (as added by section 201(b) of the bill), strike "482(b)(1)" and insert "482(a)(1)".

(17) In paragraph (2) of the proposed subsection (1) of section 403 of the Social Security Act (as added by section 201(c)(2) of the bill), move subparagraphs (C) and (D) 5 ems to the left so that they are flush with the left-hand margin.

(18) In paragraph (3)(E) of the proposed subsection (1) of section 403 of the Social Security Act (as added by section 201(c)(2) of the bill), insert "and part F" after "402(a)(19)" in clause (i).

(19) In paragraph (4)(A)(i) of the proposed subsection (1) of section 403 of the Social Security Act (as added by section 201(c)(2) of the bill), insert "or another basic education program" after "(or equivalent)" in the last sentence.

(20) In paragraph (4)(B) of the proposed subsection (1) of section 403 of the Social Security Act (as added by section 201(c)(2) of the bill), strike "fiscal

year 1997 or 1998'' in clause (iv) and insert ''each of the fiscal years 1997 and 1998''.

(21) In clause (ii) of paragraph (4)(D) of the proposed subsection (1) of section 403 of the Social Security Act (as added by section 201(c)(2) of the bill)—

(A) strike ''limited'' and insert ''limited)''; and

(B) strike ''than'' and insert ''that''.

(22) In section 201(d) of the bill, strike ''202(a)(4)'' and insert ''202(b)(4)''.

(23) In paragraph (8) of the first subsection (b) of section 202 of the bill, strike ''482(c)(2),'' and insert ''409(a)(19)(C),''.

(24) In section 202 of the bill, redesignate the second subsection (b) as subsection (c); and in such subsection—

(A) strike ''redesiognated'' and insert ''redesignated'' in paragraph (5); and

(B) add at the end the following new paragraph:

(6) Section 51(c)(2)(B) of the Internal Revenue Code of 1986 is amended by striking ''section 414'' and inserting ''section 482(e)''.

(25) In paragraph (1) of subsection (a) of the proposed section 487 of the Social Security Act (as added

by section 203(b) of the bill), insert "of this Act" after "section 486".

(26) In section 204(b) of the bill—

(A) after "1995" in paragraph (2) insert "(except that subparagraph (A) of such section 403(l)(3) shall remain in effect for purposes of applying any reduction in payment rates required by such subparagraph for any of the fiscal years specified therein)"; and

(B) add at the end the following new paragraph:

(3) Subsections (a), (c), and (d) of section 203 of this Act, and section 486 of the Social Security Act (as added by section 201(b) of this Act), shall become effective on the date of the enactment of this Act.

(27) In subparagraph (C)(i) of paragraph (1) of the proposed section 402(g) of the Social Security Act (as added by section 301 of the bill), strike "reimburse" and insert "make payment for".

(28) In subparagraph (C)(i)(II) of paragraph (1) of the proposed section 402(g) of the Social Security Act (as added by section 301 of the bill), strike "section 402(a)(8)(A)(iii)" and insert "subsection (a)(8)(A)(iii)".

(29) In subparagraph (B)(iii) of paragraph (3) of the proposed section 402(g) of the Social Security Act

(as added by section 301 of the bill), strike "day" and insert "child".

(30) In the proposed clause (ii) of section 402(g)(1)(A) of the Social Security Act (as added by section 302(a)(3) of the bill), strike "and section 417".

(31) In section 302 of the bill, amend subsection (c) (with quotation marks and last period as shown) to read as follows:

(c) LIMITATIONS ON ELIGIBILITY.—Section 402(g)(1)(A) of the Social Security Act (as added by section 301 of this Act and as amended by subsection (a)(3) of this section) is amended by adding after clause (ii) the following new clauses:

"(iii) A family shall only be eligible for child care provided under clause (ii) for a period of 12 months after the last month for which the family received aid to families with dependent children under this part.

"(iv) A family shall not be eligible for child care provided under clause (ii) unless the family received aid to families with dependent children in at least 3 of the 6 months immediately preceding the month in which the family became ineligible for such aid.

"(v) A family shall not be eligible for child care provided under clause (ii) unless the family includes a child who is (or, if needy, would be) a dependent child.

"(vi) A family shall not be eligible for child care provided under clause (ii) for any month beginning after the caretaker relative who is a member of the family has—

"(I) without good cause, terminated his or her employment; or

"(II) failed to cooperate with the State in establishing and enforcing his or her child support obligations.

"(vii) A family shall contribute to child care provided under clause (ii) in accordance with a sliding scale formula which shall be established by the State agency based on the family's ability to pay.".

(32) In section 302(e) of the bill, strike "January 1, 1993." and insert "September 30, 1997.".

(33) In the proposed section 1925 of the Social Security Act (as inserted by section 303(a) of the bill)—

(A) in subsection (a)(1), insert a comma after "income from";

(B) in subsection (a)(1), insert "or because of section 402(a)(8)(B)(ii)(II) (providing for a time-limited earned income disregard)" after "subsection (e))";

(C) in subsection (a)(2)(A), strike ''(b)(2)(A)(i)'' and insert ''(b)(2)(B)(i)'';

(D) in subsection (a)(4)(B), strike ''or similar costs'' and insert ''and similar costs'';

(E) in subsection (a)(4)(B), strike ''a employer'' and insert ''an employer'';

(F) in subsection (a)(4)(B)(i), insert ''for the caretaker and the caretaker's family'' after ''extension of coverage under this subsection'';

(G) in subsection (b)(1), strike ''(2)(B)'' and insert ''(2)(B)(i)'';

(H) in subsection (b)(2), indent clauses (i) and (ii) in each of subparagraphs (A) and (B) 2 additional ems;

(I) in subsection (b)(2)(A)(i), redesignate subclauses (i), (ii), and (iii) as subclauses (I), (II), and (III);

(J) in subsection (b)(2)(A)(ii), strike ''premiums to be'' and insert ''premium'';

(K) in subsection (b)(2)(B)(ii), strike ''subsection (a)'' and insert ''this subsection'';

(L) in subsection (b)(3)(A), strike ''(2)(B)'' the 3 places it appears and insert ''(2)(B)(ii)'';

(M) in subsection (b)(3)(A)(ii), strike ''individual'' and insert ''family'';

(N) in subsection (b)(3)(A)(iii)(III), strike "exceeds" and insert "exceed";

(O) in subsection (b)(4)(E)(i)(I), strike "or other" and insert "and other";

(P) in subsection (b)(5)(A), strike "exceeds" and insert "exceed"; and

(Q) in subsection (f), strike "of the Social Security Act".

(34) In subsection (a) of section 303 of the bill—

(A) insert "(1)" after "(a) IN GENERAL.—", and

(B) add at the end of such subsection a new paragraph (with the quotation marks and last period as shown) as follows:

(2) Section 1902(a) of such Act (42 U.S.C. 1396a(a)), as amended by section 303(e) of the Medicare Catastrophic Coverage Act of 1988, is amended—

(A) by striking "and" at the end of paragraph (50),

(B) by striking the period at the end of paragraph (51) and inserting "; and", and

(C) by inserting after paragraph (51) the following new paragraph:

"(52) meet the requirements of section 1925 (relating to extension of eligibility for medical assistance).".

(35) In section 303(b)(1)(A) of the bill, strike the single closing quotation mark after "(B)" and insert double closing quotation marks.

(36) In the proposed subparagraph (B) added by section 303(b)(1)(C) of the bill, strike "of the Social Security Act".

"(37) In subsection (b) of section 303 of the bill, amend paragraph (3) (with the quotation marks and last period as shown) to read as follows:

(3) Paragraph (37) of section 402(a) of such Act is amended to read as follows:

"(37) provide that if any family becomes ineligible to receive aid to families with dependent children because of hours of or income from employment of the caretaker relative or because of paragraph (8)(B)(ii)(II), having received such aid in at least 3 of the 6 months immediately preceding the month in which such ineligibility begins, the family shall remain eligible for medical assistance under the State's plan approved under title XIX for an extended period or periods as provided in section 1925, and that the family will be appropriately notified of such extension (in the State agency's

notice to the family of the termination of its eligibility for such aid) as required by section 1925(a)(2);".

(38) In subsection (f) of section 303 of the bill, amend paragraph (2) to read as follows:

(2)(A) The amendment made by subsection (b)(3) shall become effective on April 1, 1990.

(B) Effective September 30, 1998, the amendment made by subsection (b)(3) is repealed.

(C) Section 402(a)(37) of the Social Security Act, as in effect immediately before April 1, 1990, shall become effective on September 30, 1998.

(39) In subparagraph (C)(i) of the proposed paragraph (2) of section 407(b) of the Social Security Act (as added by section 401(b)(1)(C) of the bill), strike "subparagraph (D), such section, and" and insert "such section and".

(40) In paragraph (4)(A) of section 401(c) of the bill, insert "of this section" after "subsection (b)(1)(C)".

(41) In section 401(f)(3) of the bill, strike "at the end" and insert "immediately after paragraph (41)".

(42) In section 402(c) of the bill—

(A) insert "(1)" after "CREDIT.—";

(B) redesignate paragraphs (1) and (2) as subparagraphs (A) and (B), respectively; and

(C) add at the end a new paragraph as follows:

(2)(A) Section 402(d) of such Act is repealed.

(B) Section 402(a)(30) of such Act is amended by striking "subsection (d)" and inserting in lieu thereof "subsection (e)".

(43) In the proposed subsection (e) of section 403 of the Social Security Act (as added by section 606 of the bill), strike "402(a)(42), and 402(g)(1)(A)(i)," and insert "402(a)(43), and 402(g)(1)(A)".

(44) In subparagraph (C) of the proposed subsection (k), added by section 608(c) of the bill, strike "anethetist" and insert "anesthetist".

(45) In section 608(d)(5)(C) of the bill, strike "added" and insert "inserted".

(46) In section 608(d)(9)(B) of the bill, strike "for that individual" both places it appears and insert "to that individual".

(47) In section 608(d)(10)(A) of the bill, strike "as amended" and insert "as inserted".

(48) In section 608(d)(14)(D)(ii) of the bill, strike the comma at the end and insert "; and".

(49) In paragraph (14)(H)(ii) of section 608(d) of the bill—

(A) strike ''subparagraph'' and insert ''subparagraphs'';

(B) strike the double quotation marks and semicolon at the end of the subparagraph (B) added by such paragraph; and

(C) add after such subparagraph (B) a new subparagraph (with the quotation marks and semicolon as shown) as follows:

''(C) The second sentence of subsection (h)(2) of such section is amended by inserting '(except in the case of qualified medicare beneficiaries, as defined in section 1905(p)(1))' after 'shall be applied' the second place it appears.'';

(50) In section 608(d)(15)(A)(i) of the bill, insert ''the first place it appears'' before ''and inserting''.

(51) In section 608(d)(15)(B) of the bill, strike ''as added'' and insert ''as amended''.

(52) In section 608(d)(16)(A)(i) of the bill, strike ''has a right'' and insert ''has right''.

(53) In section 608(d)(16)(B)(i) of the bill, strike the comma at the end of subclause (III) and insert a semicolon.

(54) In section 608(d)(16)(B) of the bill, designate the clause following clause (vi) as clause (vii).

(55) In paragraph (16)(D) of section 608(d) of the bill, strike "303" and insert "303(g)".

(56) In section 608(d)(20)(B)(ii) of the bill, indent the subclause amended by such section 2 additional ems.

(57) In section 608(d)(22)(B) of the bill, insert "the first place it appears" before "and inserting".

(58) In section 608(d)(24)(B) of the bill, strike "inserted" and insert "added".

(59) In section 608(d)(26)(D) of the bill, strike "redesignated" and insert "designated".

(60) In section 608(d)(26)(J), strike "added" and insert "inserted".

(61) In section 608(d)(27)(A) of the bill, in the subparagraph (D) added in such section, strike the second of the periods following "such drugs" and insert a semicolon.

(62) In section 609(a) of the bill, redesignate the proposed subsection (l) as subsection (m).

(63) In section 609(b) of the bill—

(A) strike "12302(c)(1)" in paragraph (1) and insert "12301(c)(1)"; and

(B) amend paragraph (2) to read as follows:

(2) Paragraph (2) of section 12301(c) of such Act is amended by inserting "under title XIX" before ", and shall reduce payments".

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